

Remarks

Thank you for your work in connection with this application. Applicant notes, with appreciation, the Examiner's allowance of claims 1-14 and 23 and for his indication that claims 16-18 and 24-26 include allowable subject matter. Following are Applicant's remarks responsive to the Office Action.

Amendments

The claims are amended as noted. Text additions are underlined and text deletions are indicated by the strike out marks therethrough. Certain text deletions involving text elements of fewer than five characters are in double brackets.

Claim 7 is amended to delete an extra and unneeded occurrence of the word "and." This change is stylistic and does not change the claim in any substantive manner.

Claim 15 is amended to include an element of claim 16 and claim 16 is shortened accordingly. Claim 19 is amended to provide antecedent basis for the surface on which the adhesive is applied and is amended to indicate the position of the adhesive. Please see page 10, line 16 for support. Claims 24-26 are amended to state the correct dependency.

No new matter is added by these amendments.

Response to Objections/Rejections

The rejection under 35 U.S.C. § 112 is believed to be addressed by the amendments to claims 24-26.

Claims 15 and 19-21 were rejected under 35 U.S.C. § 102(b) based on U.S. Patent No. 5,597,907 (Kedski). Reconsideration is requested.

Kedski is an index clip used to index a collection of compact disks. Kedski at col. 2, lines 38-39. Kedski is not a sleeve fitted over a binder clip as recited in claim 15 or as defined in the Application. The Application states, “The term “sleeve” is defined herein as a part adapted to be fit over and around another part. For purposes of the invention, the part over which the sleeve is fitted is the binder clip.” Application at page 3, lines 11-13. Sleeve is a structural term. Kedski is more analogous to the binder clip; Kedski is not analogous to Applicant’s sleeve.

Claim 15 is amended to recite further structure of the typical binder clip from claim 16. Claim 15 states that the sleeve element is structured such that the first, second and third panels are configured and arranged to correspond to the binder clip structure. Kedski does not teach any such binder clip structure as Kedski is designed to fit over an edge of a compact disk jewel case.

Reconsideration and withdrawal of the rejection of claim 15 is requested. In view of the amendment to claim 15 it is believed that dependent claims 19-22 are allowable.

In re Patent Application of:
William B. Ardern II
Serial No. 10/664,634

Page 11 of 11

Conclusion

Allowance of the claims is requested in view of the foregoing remarks. The Examiner is invited to call the undersigned if that would be of assistance in resolving any outstanding issue regarding this application. While no fees are believed to be due in connection with this paper, the Commissioner is nonetheless authorized to debit or credit deposit account 10-0270 in the event that any fee is due. Kindly notify the undersigned in the event that the deposit account is debited.

Respectfully submitted,

By John E. Munger
John E. Munger
Registration No. 37,685

Jansson, Shupe & Munger, Ltd.
245 Main Street
Racine, WI 53403-1034
(262) 632-6900
Atty. Docket No.: ARD-101US

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on March 1, 2005.

Chris Wipper
Name

Chris Wipper 3/1/05
Signature Date